

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF VIRGINIA  
NORFOLK DIVISION**

LEE SCHMIDT and CRYSTAL  
ARRINGTON,

Plaintiffs,

v.

CITY OF NORFOLK and MARK TALBOT,  
in his official capacity as the Norfolk Chief  
of Police,

Defendants.

Case No.: 2:24-cv-00621-MSD-LRL

Hon. Mark S. Davis

**JOINT MOTION FOR MODIFICATION OF PROTECTIVE ORDER**

Third Party Flock Group, Inc., doing business as Flock Safety (“Flock”); Defendants City of Norfolk and Mark Talbot, in his official capacity as the Norfolk Chief of Police; and Plaintiffs Lee Schmidt and Crystal Arrington (collectively, the “Parties”), by counsel, move this Court to modify the existing Protective Order. ECF 34. The Parties have agreed to and request that the Court enter the Agreed Modified Consent Protective Order (“Modified Order”) attached as **Exhibit 1** to govern the use, disclosure, and dissemination of information that is confidential, personal, or sensitive in nature. Attached as **Exhibit 2** is a comparison between the Modified Order and the existing Order showing, in redline, the alterations. The Parties respectfully request that the Court approve and enter the Order to facilitate the discovery process and maintain appropriate protection for confidential information. The grounds and authorities in support of this Joint Motion are set forth in the Brief in Support filed with this Joint Motion.

Dated: April 21, 2025

Respectfully submitted,

/s/ Karla J. Soloria (with consent)

Karla J. Soloria (VSB 82674)  
Assistant City Attorney  
Adam D. Melita (VSB 41716)  
Chief Deputy City Attorney  
karla.soloria@norfolk.gov  
adam.melita@norfolk.gov

City of Norfolk Department of Law  
810 Union Street, Suite 900  
Norfolk, VA 23510  
Telephone: (757) 664-4529  
Facsimile: (757) 664-4201

*Counsel for Defendants*

/s/ Robert Frommer (with consent)

Robert Frommer  
(VA Bar No. 70086)  
Joshua Windham  
(NC Bar No. 51071)\*  
Michael B. Soyfer  
(NY Bar No. 5488580; DC Bar No. 230366)\*  
Tahmineh Dehbozorgi  
(DC Bar No. 90030252)\*

Institute for Justice  
901 N. Glebe Rd., Suite 900  
Arlington, VA 22203  
Telephone: (703) 682-9320  
Facsimile: (703) 682-9321  
rfrommer@ij.org  
jwindham@ij.org  
msoyfer@ij.org  
tdehbozorgi@ij.org

*Attorneys for Plaintiffs*

*\* Pro hac vice*

/s/ Stephen E. Noona

Stephen E. Noona (VSB No. 25367)  
Brandan M. Goodwin (VSB No. 94766)  
KAUFMAN & CANOLES, P.C.  
150 W. Main Street, Suite 2100  
Norfolk, VA 23510-1665  
Telephone: (757) 624-3239  
Facsimile: (888) 360-9092  
senoona@kaufcan.com  
bmgoodwin@kaufcan.com

E. Martin Estrada\*  
MUNGER, TOLLES & OLSON LLP  
350 S. Grand Avenue, Fiftieth Floor  
Los Angeles, CA 90071  
Telephone: (213) 683-9100  
Martin.Estrada@mto.com

Justin P. Raphael\*  
MUNGER, TOLLES & OLSON LLP  
560 Mission Street, Twenty-Seventh Floor  
San Francisco, CA 94105  
Telephone: (415) 512-4000  
Justin.Raphael@mto.com

Jonathan I. Kravis\*  
MUNGER, TOLLES & OLSON LLP  
601 Massachusetts Avenue, NW, Suite 500E  
Washington, D.C. 20001  
Telephone: (202) 220-1100  
Jonathan.Kravis@mto.com

*\* Pro hac vice*

*Attorneys for Third Party Flock Group, Inc.,  
d/b/a Flock Safety*

**CERTIFICATE OF SERVICE**

I hereby certify that on April 21, 2025, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will automatically send notification of electronic filing to all counsel of record.

/s/ Stephen E. Noona

Stephen E. Noona (VSB No. 25367)  
Brandan M. Goodwin (VSB No. 94766)  
KAUFMAN & CANOLES, P.C.  
150 W. Main Street, Suite 2100  
Norfolk, VA 23510-1665  
Telephone: (757) 624-3239  
Facsimile: (888) 360-9092  
senoona@kaufcan.com  
bmgoodwin@kaufcan.com